

**TRANSPORTATION CABINET
Department of Vehicle Regulation
Division of Driver Licensing
(Repealer)**

601 KAR 2:231. Repeal of 601 KAR 2:030.

RELATES TO: KRS 189A.085, 189A.340, 189A.345, 57 C.F.R. 11772-11787

STATUTORY AUTHORITY: KRS 189A.085(1)(b), 189A.340(4)(f)

NECESSITY, FUNCTION, AND CONFORMITY: KRS 189A.085 and 189A.340(4)(f) authorize the Secretary of the Transportation Cabinet to promulgate administrative regulations related to the operations of the cabinet. This administrative regulation repeals 601 KAR 2:030. This administrative regulation is obsolete and no longer necessary to the operations of the Department of Vehicle Regulation, Division of Driver Licensing.

Section 1. 601 KAR 2:030, Ignition interlock devices; the surrendering of license plates, is hereby repealed.

JIM GRAY, Secretary

MATT COLE, Acting Commissioner

APPROVED BY AGENCY: June 26, 2020

FILED WITH LRC: June 30, 2020 at 1 p.m.

PUBLIC HEARING AND PUBLIC COMMENT PERIOD: A public hearing on this administrative regulation shall be held at 10:00 AM on September 25, 2020, at the Transportation Cabinet, Transportation Cabinet Building, 200 Mero Street, Frankfort, Kentucky 40622. Individuals interested in being heard at this hearing shall notify this agency in writing by five workdays prior to the hearing of their intent to attend. If no notification of intent to attend the hearing is received by that date, the hearing may be canceled. This hearing is open to the public. Any person who wishes to be heard will be given an opportunity to comment on the proposed administrative regulation. A transcript of the public hearing will not be made unless a written request for a transcript is made. If you do not wish to be heard at the public hearing, you may submit written comments on the proposed administrative regulation. Written comments shall be accepted through 11:59 PM on September 30, 2020. Send written notification of intent to be heard at the public hearing or written comments on the proposed administrative regulation to the contact person below.

CONTACT PERSON: Jon Johnson, Staff Attorney Manager/Assistant General Counsel, Transportation Cabinet, Office of Legal Services, 200 Mero Street, Frankfort, Kentucky 40622, phone (502) 564-7650, fax (502) 564-5238, email jon.johnson@ky.gov.

REGULATORY IMPACT ANALYSIS AND TIERING STATEMENT

Contact person: Jon Johnson

(1) Provide a brief summary of:

(a) What this administrative regulation does: This administrative regulation repeals one (1) administrative regulation: 601 KAR 2:030.

(b) The necessity of this administrative regulation: This administrative regulation is necessary to repeal and remove an obsolete administrative regulation.

(c) How this administrative regulation conforms to the content of the authorizing statutes: KRS 189A.085 and KRS 189A.340(4)(f) authorizes the Secretary of the Transportation Cabinet to promulgate administrative regulations related to the operations of the cabinet.

(d) How this administrative regulation currently assists or will assist in the effective administration of the statutes: This repealer administrative regulation will remove an administrative regulation that is obsolete or no longer necessary to the operations of the Transportation Cabinet.

(2) If this is an amendment to an existing administrative regulation, provide a brief summary of:

(a) How the amendment will change this existing administrative regulation: N/A

(b) The necessity of the amendment to this administrative regulation: N/A

(c) How the amendment conforms to the authorizing statutes: N/A

(d) How the amendment will assist in the effective administration of the statutes: N/A

(3) List the type and number of individuals, businesses, organizations, or state and local governments affected by this administrative regulation: The Transportation Cabinet will be positively affected by removing an obsolete administrative regulation from its books.

(4) Provide an analysis of how the entities identified in question (3) will be impacted by either the implementation of this administrative regulation, if new, or by the change, if it is an amendment, including:

(a) List the actions that each of the regulated entities identified in question (3) will have to take to comply with this administrative regulation or amendment: N/A

(b) In complying with this administrative regulation or amendment, how much will it cost each of the entities identified in question (3): N/A

(c) As a result of compliance, what benefits will accrue to the entities identified in question (3): N/A

(5) Provide an estimate of how much it will cost the administrative body to implement the administrative regulation:

(a) Initially: There are no costs.

(b) On a continuing basis: There are no costs.

(6) What is the source of the funding to be used for the implementation and enforcement of this administrative regulation: N/A

(7) Provide an assessment of whether an increase in fees or funding will be necessary to implement this administrative regulation, if new, or by the change if it is an amendment: There are no fees involved.

(8) State whether or not this administrative regulation established any fees or directly or indirectly increased any fees: This is a repealer administrative regulation and there are no associated costs.

(9) TIERING: Is tiering applied? No, this is a repealer of one (1) obsolete administrative regulation.

FISCAL NOTE ON STATE OR LOCAL GOVERNMENT

(1) What units, parts, or divisions of state or local government (including cities, counties, fire departments, or school districts) will be impacted by this administrative regulation? The Transportation Cabinet is positively impacted because an obsolete administrative regulation will no longer be on the books. All parties benefit by the removal of obsolete administrative regulations.

(2) Identify each state or federal statute or federal regulation that requires or authorizes the action taken by the administrative regulation. KRS 13A.310 authorizes the cabinet to repeal an administrative regulation.

(3) Estimate the effect of this administrative regulation on the expenditures and revenues of a state or local government agency (including cities, counties, fire departments, or school districts) for the first full year the administrative regulation is to be in effect. This administrative regulation will not affect expenditures or revenues.

(a) How much revenue will this administrative regulation generate for the state or local government (including cities, counties, fire departments, or school districts) for the first year? This administrative regulation will not generate revenue.

(b) How much revenue will this administrative regulation generate for the state or local government (including cities, counties, fire departments, or school districts) for subsequent years? This administrative regulation will not generate revenue.

(c) How much will it cost to administer this program for the first year? There are no costs involved in this repealer regulation.

(d) How much will it cost to administer this program for subsequent years? There are no costs involved in this repealer regulation.

Note: If specific dollar estimates cannot be determined, provide a brief narrative to explain the fiscal impact of the administrative regulation.

Revenues (+/-):

Expenditures (+/-):

Other Explanation: